IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36698 of 2008

OM PRABHAT SINGH
Versus
STATE OF BIHAR
---

3 02.09.2008 Heard.

The petitioner, at the relevant time, was a Mukhiya and is alleged to have manipulated the records against the real state of documents or facts. Some concrete examples have been cited by the complainant in his complaint petition which is the basis of F.I.R. drawn up under Section 156(3) Cr.P.C. It could be useless for me to reproduce the instances of corrupt practice by way of manipulation of records so as to justifying the illegal appointments.

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The contention is that it was a Committee which was scrutinizing the documents and finalizing the merit list. Of course, the petitioner headed it as Mukhiya of the Panchayat. Might be that the petitioner was relying on some of the colleagues in the Committee and might be that he was a bit lenient on being heavy handed on eradication of elements of that. The contention further is that the petitioner is ready to surrender in the Court below and the Court below should view the prayer for bail which could be made over it, with some leniency.

I have gone through the complaint petition and the instances are glaring and clear considering which I do not find it could be a case of grant of anticipatory bail to the

petitioner but as and when the petitioner will surrender in the Court below, the Court below should act without being prejudiced towards the petitioner on account of the present order or earlier order of withdrawing the petition.

pkj **(Dharnidhar Jha, J)**

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